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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

JOSE BALTAZAR HINOJOSA,

Defendant.

No. CR 10-0767 WHA

STIPULATION AND ~~PROPOSED~~
ORDER DOCUMENTING EXCLUSION
OF TIME

With the agreement of the parties in open court on July 17, 2012, and with the consent of the defendant Jose Baltazar Hinojosa ("defendant"), the Court enters this order documenting the exclusion of time under the Speedy Trial Act, 18 U.S.C. § 3161, from July 17, 2012, to August 7, 2012. The Court finds and holds, as follows:

1. The defendant appeared before the Court on July 17, 2012. At that appearance, the government informed the Court that it was in the process of obtaining additional discovery to produce to the defense. The parties agreed that the defense needs additional time to effectively investigate the case and to review the new discovery that is expected to be produced. The parties jointly requested that the Court set a status conference date for August 7, 2012, and that the Court exclude time under the Speedy Trial Act based on the need for effective preparation of defense counsel.

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2. The Court finds that, taking into the account the public interest in the prompt disposition of criminal cases, granting the continuance until August 7, 2012, is necessary for effective preparation of defense counsel. See 18 U.S.C. § 3161(h)(7)(B)(iv). Given these circumstances, the Court finds that the ends of justice served by excluding the period from July 17, 2012, to August 7, 2012, outweigh the best interest of the public and the defendant in a speedy trial. Id. § 3161(h)(7)(A).

3. Accordingly, and with the consent of the defendant, the Court orders that the period from July 17, 2012, to August 7, 2012, be excluded from Speedy Trial Act calculations under 18 U.S.C. §§ 3161(h)(1)(D) and 3161(h)(7)(A) and (B)(iv).
SO STIPULATED.

DATED: July 17, 2012

MELINDA HAAG
United States Attorney

/s/
KYLE F. WALDINGER
Assistant United States Attorney

DATED: July 17, 2012

/s/
STEVEN G. KALAR
Counsel for the defendant HINOJOSA

IT IS SO ORDERED.

DATED: July 18, 2012.

William Alsup
UNITED STATES DISTRICT JUDGE